

State of Kansas
Department of Health and Environment

Public Notice Concerning Kansas / Federal
Water Pollution Control Permits and Applications

State of Kansas
Department of Health and Environment
Division of Environment-Bureau of Water
1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367
Telephone: (785) 296-6432 - Ag Permits
(785) 296-5517 - All Others

Public Notice No. KS-AG-17-221/223
KS-AG-R-17-023
KS-Q-17-127/131

Beginning Date: October 12, 2017
Comments Due: November 11, 2017

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 28-16-150 through 154, 28-46-7, and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation, and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-17-221/223

Pending Permits for Confined Feeding Facilities

<u>Name And Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Derick McCauley Driftwood Cattle Company, LLC 22231 Road R Kismet, KS 67859	SW/4 of Section 36 T31S, R32W Seward County	Cimarron River Basin

Kansas Permit No.: A-CISW-C008

Federal Permit No.: KS0098388

This is a renewal permit for an existing facility for 2,500 head (1,250 animal units) of cattle weighing less than 700 pounds. There is no change to the permitted animal units of the facility. This facility has an approved Nutrient Management Plan on file with KDHE.

Stewart Stabel Stabel Family Farms, LLC 2913 Highway 25 Lakin, KS 67860	Sections 35 and 36 T19S, R38W & SW/4 of Section 31 T19S, R37W Wichita County	Upper Arkansas River Basin
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Kansas Permit No.: A-UAWH-H003

Federal Permit No.: KS0095401

This is a renewal permit for an existing facility for 86,400 head (34,560 animal units) of swine weighing more than 55 pounds. Facility is no longer a grower/finisher site and is now a finisher site. There has been a decrease in animal numbers from the last permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Troy D. Hallagin
MH Properties
3304 Thunderbird
Hays, KS 67601

SE/4 of Section 31 &
SW/4 of Section 32
T14S, R21W
Trego County

Smoky Hill River Basin

Kansas Permit No.: A-SHTR-B005

This permit is being reissued for an existing facility with a maximum capacity of 275 head (275 animal units) of cattle more than 700 pounds and 625 head (312.5 animal units) of cattle 700 pounds or less, for a total of 900 head (587.5 animal units) of cattle. There is no change in the permitted animal units from the previous permit cycle.

Public Notice No. KS-AG-R-17-023

Per Kansas Statutes Annotated 65-171d, the following Registration(s) have been received for proposed confined feeding facilities:

<u>Name And Address of Registrant</u>	<u>Legal Description</u>	<u>County</u>
Andrew Pumphrey KP Trailerwash L.L.C. 1877 L Road Mankato, KS 66956	NE/4 of Section 12 T04S, R08W	Jewell

Public Notice No.: KS-Q-17-127/131

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28 (b-g), and Federal Surface Water Criteria.

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>RECEIVING STREAM</u>	<u>TYPE OF DISCHARGE</u>
Cherokee County Rural Water District #4 209 E 3 rd Street Scammon, KS 66773	Shawnee Creek via Unnamed Tributary via Ditch	Process Wastewater

Kansas Permit No. I-NE15-PO03

Federal Permit No. KS0101184

Legal Description: NW¼, NW¼, S29, T32S, R24E, Cherokee County, KS

The proposed action is to issue a new Kansas/NPDES Water Pollution Control Permit for an existing water treatment plant. This treatment facility includes two parallel treatment trains, which are normally operated one at a time. Groundwater is pumped from an underground aquifer by one of the two wells, and is pumped to an aerator and flows by gravity to a chlorine contact chamber where chlorine is injected. Water then flows into a sand filter. The filter backwash water is de-chlorinated in a contact tank

prior to discharge. The proposed permit contains limits for total suspended solids, total residual chlorine, and pH, as well as monitoring for total recoverable cadmium, copper, lead and zinc. Contained in the permit is a schedule of compliance requiring the permittee to either become field certified for testing for pH and total residual chlorine or make such arrangements with a KDHE-certified laboratory to have the tests run to comply with the sample-to-test time of 15 minutes as required by EPA's interpretation of "Analyze Immediately" in 40 CFR Part 136.

Chisholm Creek Utility Authority (CCUA)
5551 North Broadway
Park City, KS 67219

Chisholm Creek

Treated Domestic
Wastewater

Kansas Permit No. M-LA19-OO02

Federal Permit No. KS0089176

Legal Description: E½, SE, SE¼, S17, T26S, R1E, Sedgwick County, KS

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a mechanical treatment plant consisting of two mechanical screen units, emergency bar screen, Eutek grit removal system, three chamber sequencing batch reactors, SBR effluent equalization basin, three unit UV disinfection, one primary and two secondary aerobic sludge digesters, belt filter press, covered sludge storage, cascade reaeration, and effluent reuse through irrigation to publically-owned and private-owned sites. Grit and screenings are landfilled. Dewatered sludge (biosolids) is land applied. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, whole effluent toxicity, and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, mercury, priority pollutants, and flow.

Leavenworth, City of
100 N 5th Street
Leavenworth, KS 66048

Missouri River

Treated Domestic
Wastewater

Kansas Permit No. M-MO12-IO01

Federal Permit No. KS0036366

Legal Description: SE¼, NW¼, NE¼ and NE¼, SW¼, NE¼, S1, T9S, R22E, Leavenworth County

Facility Name: Leavenworth Wastewater Treatment Plant

Facility Location: 1800 S 2nd Street, Leavenworth, KS 66048

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a mechanical wastewater treatment plant consisting of raw sewage pumping station, bar screen, aerated grit basin, primary settling basins, trickling filters, final settling basins, UV disinfection system, sludge pumping station, sludge storage tanks, and belt filter press. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, E. coli, whole effluent toxicity, and pH, as well as monitoring for ammonia, total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, priority pollutants, and flow.

Wellington, City of
317 S Washington Avenue
Wellington, KS 67152

Arkansas River via
Slate Creek via Beaver Creek
via Unnamed Tributary

Treated Domestic
Wastewater

Kansas Permit No. M-AR92-OO02

Federal Permit No. KS0099571

Legal Description: NE¼, NW¼, SW¼ and NW¼, NE¼, SW¼, S24, T32S, R1W, Sumner County

Facility Name: Wellington Wastewater Treatment Facility

Facility Location: 1500 Botkin, Wellington, KS 67152

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is a mechanical wastewater treatment plant consisting of off-site and on-site raw wastewater pumping stations, drum screen headworks, BNR activated sludge treatment system, two final clarifiers, two UV disinfection units, cascade reaeration, two aerobic digesters, centrifuge dewatering with storage barn, and effluent holding pond. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, whole effluent toxicity, and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, sulfates total recoverable arsenic, priority pollutants, and flow.

Wichita, City of
Sewer & Water Department
455 North Main St.
Wichita, KS 67202

Arkansas River

Treated Domestic
Wastewater

Kansas Permit No. M-AR94-IO01

Federal Permit No. KS0043036

Legal Description: Center, Section 27, T28S, R1E, Sedgwick County, KS

Facility Name: Wichita Combined Wastewater Treatment Plant 1 and 2

Facility Location (Plant 2): 2305 E 57th Street South, Wichita, KS 67216

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This is a combined treatment plant consisting of the Plant 1 "Industrial Boulevard Facility" and Plant No. 2 "Lower Arkansas River Plant". Plant No. 1 has a main pump station for raw wastewater pumping, four mechanical bar screens and an extraneous flow holding basin. Flow from Plant No. 1 is pumped to Plant No. 2 for treatment. Plant No. 2. is a mechanical plant consisting of raw wastewater pumping, mechanical bar screens, grit chamber, primary clarification, combined settled wastewater pumping, trickling filters, clarification, screw pumps intermediate pumping station, activated sludge aeration basins, final clarification, UV disinfection, re-aeration, gravity belt sludge thickener, belt filter presses, anaerobic digestion sludge processing, dissolved air flotation sludge thickener, sludge screening facility, sludge storage building, biofilter odor control system, septage receiving station, and diversion of a portion of the effluent to Spirit AeroSystems. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, dissolved oxygen, whole effluent toxicity, and pH, as well as monitoring for temperature, total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, chlorides, total recoverable copper, total hardness, and flow.

NOTICE OF INTENT TO TERMINATE

Pursuant to the requirements of K.A.R. 28-16-60 and K.A.R. 28-16-62, the Kansas Department of Health and Environment (KDHE) hereby provides notice of intent to terminate the following KDHE-issued permits.

PROJECT/FACILITY

PROJECT CITY

DOCUMENT NO.

The Fountains Extended Care - Phase 2	Andover	S-WA01-0041
Life Church	Augusta	S-WA03-0018
Pines at Pinehurst	Basehor	S-KS04-0024
Wolf Creek Junction - Phase 2	Basehor	S-KS04-0039
Country Place Senior Living	Basehor	S-KS04-0059
Beloit Optimization	Beloit	S-SO05-0005
North Park Soccer Field	Bonner Springs	S-KS06-0027
ZZZ Aqua, LLC	Burns	S-WA05-0002
Columbus SE Switching Station 94 Rebuild	Columbus	S-NE15-0013
Dollar General Retail Store	DeSoto	S-KS12-0030
Big Caney Site 18	Dexter	S-AR30-0004
Trans Coastal Supply, Inc.	Edgerton	S-MC08-0025
Grain Storage Facility formerly owned by Cargill, Inc.	Elkhart	S-CI04-0007
E Cambridge LLC Phase 2	Garden City	S-UA14-0077
Auburn Hills	Gardner	S-MC51-0019
Former Girard Zinc Works Smelter	Girard	S-NE31-0009
Former Cherokee - Lanyon #2 Smelter	Girard	S-NE31-0010
Ricken Acres	Goddard	S-AR37-0005
Goodland Energy Center	Goodland	S-UR09-0005
Logan Pointe Addition Unit No. 1	Herington	S-SH17-0006
Lot 7, Holton Industrial Park	Holton	S-KS23-0013
Borrow for U024-090 KS-0042-01	Hoxie	S-SO20-0020
Hutchinson Crossing	Hutchinson	S-AR49-0144
Rib Crib BBQ Restaurant	Hutchinson	S-AR49-0146
6-COF Whole Barracks Renewal (Ft. Riley)	Junction City	S-KS97-0056
Fegan Field Apartments	Junction City	S-KS97-0082
Fort Riley, Kansas - Renovation Bldg. 211	Junction City	S-KS97-0148
Sutter Highlands Subdivision	Junction City	S-LR15-0023
USF Dugan Truck Co.	Kansas City	S-KS27-0040
Copart Auto Auction	Kansas City	S-KS27-0098
Kansas Unified Development (Village West Pkwy at State Ave.)	Kansas City	S-KS27-0109
Kansas City, Kansas Paces Shelter	Kansas City	s-ks27-0203
Freddy's Frozen Custard	Lansing	S-MO11-0053
Stoneridge & Overland Drives	Lawrence	S-KS31-0133
Adam Williams Residence	Lawrence	S-KS31-0326
Fort Leavenworth Commissary Add/Alter	Leavenworth	S-MO12-0115
Crown Estates 2nd Ph. I	Leavenworth	S-MO12-0029
High Pointe at River Ridge Farms, 3rd Plat	Leawood	S-KS32-0016
Little Sunshine's Playhouse	Leawood	S-MO27-0051
Kesterson Soil Inc	Lenexa	S-KS34-0012
Woodland Ridge Presbyterian Church	Lenexa	S-KS34-0197
Coca-Cola Lenexa Distribution Center	Lenexa	S-KS34-0266
Covenant Place of Lenexa	Lenexa	S-KS34-0232
Tuttle Creek Dam Safety Assurance Project	Manhattan	S-KS38-0016

Flinthills Hospitality Hotels	Manhattan	S-KS38-0156
Independence Place Planned Unit Development	Manhattan	S-KS38-0205
Merriam Village	Merriam	S-KS44-0016
Line 69.103; Franklin to Mulberry & Line 161.09A; Litchfield to Marmaton Tap	Mulberry	S-MC27-0002
Sand Creek Station - Ph. III	Newton	S-LA13-0033
Persimmon Court 1st Plat	Olathe	S-KS52-0101
Grading at SW Corner of K10 & Ridgeview	Olathe	S-KS52-0193
St. Mark's Lutheran Church	Olathe	S-KS52-0279
Prairie Trail MS Addition	Olathe	S-KS52-0383
California Trail MS Addition	Olathe	S-KS52-0384
Chisolm Trail MS Additions	Olathe	S-KS52-0385
Family Video - Olathe, KS	Olathe	S-MO14-0144
Briar Patch Subdivision	Olathe	S-KS52-0158
Village of Forest Hills - 1st Plat	Olathe	S-KS52-0183
I-35 Logistics Park	Olathe	S-KS52-0310
Overbrook North Facility	Overbrook	S-MC32-0004
River Ridge Farms West 2nd Plat	Overland Park	S-MO28-0060
Burger King	Overland Park	S-MO28-0242
Islamic Center of Johnson County	Overland Park	S-MO28-0243
Insight Properties	Overland Park	S-MO28-0291
Lakeshore Meadows - 1st Plat	Overland Park	S-KS55-0163
Lakeshore Meadows - 2nd Plat	Overland Park	S-KS55-0164
Ritz Charles Plaza	Overland Park	S-KS55-0174
Blue River 21, Contract 1, Phase 1 Sanitary Sewer Interceptor	Overland Park	S-KS55-0222
Corbin Park Building F3	Overland Park	S-KS55-0245
Mills Farm - 1st Plat	Overland Park	S-MO28-0100
Pistol Range Closure	Parsons	S-NE55-0027
St. Francis Academy	Salina	S-SA20-0045
CVS Pharmacy Nec S. Ohio and E. Crawford	Salina	S-SH33-0131
Rib Crib BBQ Restaurant	Salina	S-SH33-0138
Contract 2009-1: Water Distribution System	Sedan	S-VE33-0006
Can-Am Shawnee	Shawnee	S-KS68-0138
Garland Heights	Shawnee	S-KS68-0224
Cobblestone Court	Shawnee	S-KS68-0298
Woodland Ridge VI	Spring Hill	S-MC45-0071
College Creek FRD No. 2 Spillway	St. Marys	S-KS67-0008
Fitzsimmons Rd & Jesuit Ln Improvements	St. Marys	S-KS67-0009
Urban Hess 4	Tonganoxie	S-KS71-0028
Fall Creek Villas	Tonganoxie	S-KS71-0002
Cornerstone Family Worship	Tonganoxie	S-KS71-0047
Brian's Addition No. 3	Topeka	S-KS72-0147
SE California Sidewalk Expansion	Topeka	S-KS72-0280

Briggs Auto Parking Lot Improvements	Topeka	S-KS72-0419
SW 37th St. - Gage to Burlingame	Topeka	S-KS72-0460
Monarch Meadows Subdivision	Topeka	S-KS72-0043
Lauren's Bay Villas	Topeka	S-KS72-0199
Laurens Bay Dam Modification	Topeka	S-KS72-0312
Dollar General Store	Topeka	S-KS72-0355
Valley Center District Office #262	Valley Center	S-LA16-0029
Valley Center High School	Valley Center	S-LA16-0026
Wellington Retail	Wellington	S-AR92-0015
Southern Ridge 2nd Addition	Wichita	S-AR94-0252
Mid-Continent Water Quality Reclamation Facility	Wichita	S-AR94-0681
High Point West Addition	Wichita	S-AR94-0682
Comatara Detention Pond	Wichita	S-AR94-0758
Carol Jean 2nd Addition	Wichita	S-AR94-0760
Maize 54, LLC	Wichita	S-AR94-0902
CVS/Pharmacy SWC Harry and Hillside	Wichita	S-AR94-0990
Redbud Multi-Use Path	Wichita	S-AR94-1078
IAA Inc. Parking Lot Expansion	Wichita	S-AR94-1079
CVS/Pharmacy NWC 21st and Amidon	Wichita	S-AR94-0985
Castlegate Addition	Wichita	S-AR94-1111
Flats - 342 Addition	Wichita	S-AR94-1248
Future Bound Office Building	Wichita	S-WA20-0029
Building Addition & Renovation / Track Renovation	Winchester	S-KS84-0007
Country Club Villas	Winfield	S-WA17-0022
Multiple Purpose Dam No. 29 Repairs	Winfield	S-WA17-0023

Proposed Action: The Kansas Department of Health and Environment (KDHE) issued Authorizations for stormwater discharges under of the Construction Stormwater General Permit for the above named projects. K.S.A. 65-166a requires the Secretary of KDHE to assess appropriate annual fees for Authorizations/Permits issued by the Department and provides that failure to pay the annual fee shall be cause for revocation/termination of the Authorization/Permit. The authorized entities named above have failed to comply with the requirement to pay the annual fee. Further, according to K.A.R. 28-16-62(f)-(g), the director has discretion to initiate termination of a permit. Therefore, pursuant to K.S.A. 65-166a, K.A.R. 28-16-60 and K.A.R. 28-16-62, KDHE is hereby providing notice of intent to terminate the Authorizations associated with the projects named herein. The entity may re-instate the Authorization by paying the appropriate annual fees. If you have any questions regarding the termination of your permit, please contact the Stormwater Coordinator.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision making process. Comments or objections should be submitted to the attention of Livestock Waste Management Section for agricultural related draft documents or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367.

All comments regarding the draft documents or application notices received on or before **November 11, 2017**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-17-221/223, KS-AG-R-17-023, KS-Q-17-127/131) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/ application. If response to any draft document / application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents / application and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday through Friday, excluding holidays.